IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 6769 of 2005

Between:

G. Vijayakumar, S/o. Bramoji Rao
Narasampet, Mahaboobnagar District.

..... PETITIONER

AND

The Regional Manager, A.P.S.R.T.C. Mahaboobnagar,
Mahaboobnagar District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or directions, more in the nature of writ of Mandamus directing the respondent herein to grant special grade increment from the year 1996-97 by counting the out of service period as on duty and pay all consequential benefits including refixed arrears.

Counsel for the Petitioner:MR.P.GOVINDA RAJULU

Counsel for the Respondent: MR.P.VINAYAKA SWAMY (SC FOR APSRTC)

The Court at the admission stage made the following O R D E R:

Heard both sides and at their request the writ petition is taken up for disposal at the stage of admission.

The grievance of the petitioner is that the respondent-Corporation is not giving the Special Grade/Stagnation Increments to him with effect from the completion of 12 years of service in the Corporation.

The purport of the decision reported by this Court in W.A.No.1301 of 2000 dated 29.10.2002, is that the entire service of the petitioner in the Corporation has to be taken into consideration for the purpose of giving the benefit of stagnation increment. Certain guidelines have been framed by the respondent-Corporation, more particularly, in circular No.P.D-113/1989, dated 03.05.1989, for grant of stagnation increments. Therefore, it is for the respondent-Corporation to decide the matter whether the petitioners are entitled for the stagnation increments in pursuance of the aforesaid circular order. Therefore, a direction is given to the respondent-Corporation to give Special Grade/Stagnation Increments as per the rules taking into account the petitioner's total service of 12 years in the Corporation.

The writ petition is accordingly disposed of. In the circumstances no costs.

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(K.C.BHANU,J)

Dt:30th March, 2005.

usd

To

1 The Regional Manager, A.P.S.R.T.C. Mahaboobnagar,

Mahaboobnagar District.

2 Two CD copies.